IPE				
O C TOO	ξ,	UNITED STATES PATENT AND	TRADEMARK OFFI	CE
MR 0 3 500A	Applicant:	Lee Weng, et al.	)	
PRADEM!	Serial No.:	10/780,405	) Art Unit:	3737
	Filing Date:	February 17, 2004	) ) Examiner:	Not Yet Assigned
		RASOUND TRANSDUCERS FOR GING AND THERAPY	) Examiner.	Not 1et Assigned
•		<del></del>	_)	

Mail Stop MISSING PARTS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313

## RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL <u>APPLICATION</u>

## Dear Sir:

In response to a Notice to File Missing Parts of Nonprovisional Application dated June 1, 2004, received by the Applicants in connection with the above-identified patent application, enclosed please find the following documents:

- 1) Copy of this response;
- 2) Copy of Notice to File Missing Parts of Nonprovisional Application dated June 1, 2004 for US Patent Application Serial No. 10/780,405;
- Copy of Utility Patent Application Transmittal, signed and dated February 17,
   2004;
- 4) Copy of prior reponse to Notice to File Missing Parts of Nonprovisional Application dated March 9, 2001 for US Patent Application Serial No. 09/747,310, filing date December 12, 2000;
- 5) Copy of Combined Declaration and Power of Attorney for US Patent Application Serial No. 09/747,310, filing date December 12, 2000; and
- 6) Return Receipt Postcard

Atty Docket No.: THRSP-0005-0002

Applicants believe that the Notice to File Missing Parts of Nonprovisional Application dated June 1, 2004, issued for the present patent application and copy of which is enclosed with this response, has been issued erroneously by the US Patent and Trademark Office. The present patent application has been filed with the United States Patent and Trademark Office as a Divisional application of a prior US Patent Application Serial No. 09/747,310, filing date December 12, 2000, which has issued as US Patent No. 6,719,694 on April 13, 2004, which claims benefit of US Provisional Patent Application Serial No. 60/171,703, filing date December 23, 1999. A copy of the Utility Patent Application Transmittal, signed and dated on February 17, 2004, and submitted along with the new patent application filing documents to the United States Patent and Trademark Office on February 17, 2004, is enclosed as evidence supporting the above statement.

Applicants further state that a properly executed Combined Declaration and Power of Attorney has been filed with the US Patent and Trademark Office on March 9, 2001 in response to the Notice to File Missing Parts of Nonprovisional Application dated February 12, 2001 and issued for US Patent Application Serial No. 09/747,310, filing date December 12, 2000, of which the present application is a Divisional. A copy of the response and a copy of Combined Declaration and Power of Attorney that were submitted in response to a Notice to File Missing Parts of Nonprovisional Application on March 9, 2001 in the U.S. Application Serial No. 09/747,310, filing date December 12, 2000, are also enclosed.

Applicants belive that because the present application is a Divisional of a prior US Patent Application Serial No. 09/747,310, filing date December 12, 2000, for which a properly executed Combined Declaration and Power of Attorney had been filed on March 9, 2001, a new Declaration is not required in the present patent application. Therefore, applicants respectfully request that the erroneously issued Notice to File Missing Parts of Nonprovisional Application dated June 1, 2004 be withdrawn.

Respectfully Submitted,

2401 Fourth Avenue, Suite 210

Seattle, WA 98121 Tel.: (206) 832-4636 Fax.: (206) 832-4660 Therus Corporation

Sheldon K. Lee Reg. No.: 53,197

SKL/rno

**Enclosures:** 

Copy of this response;

Copy of Notice to File Missing Parts of Nonprovisional Application dated June 1, 2004; Utility Patent Application Transmittal, signed and dated February 17, 2004;

Copy of prior reponse to Notice to File Missing Parts of Nonprovisional Application dated March 9, 2001 for US Patent Application Serial No. 09/747,310, filing date December 12, 2000;

Copy of Combined Declaration and Power of Attorney for US Patent Application Serial No. 09/747,310, filing date December 12, 2000; and Return Receipt Postcard

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on <u>July 29, 2004</u>

Rimma	N.	Oks
-------	----	-----

Typed or printed name

Signature